



**UNITED STATES DEPARTMENT OF COMMERCE
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SERIAL NUMBER	FILING DATE	FIRST NAMED INVENTOR	ATT. RNEY DOCKET NO.
08/454,949	05/31/95	ZAMORA	P RM-95-202

DARBY & DARBY
305 THIRD AVENUE
NEW YORK NY 10022

12M1/1230

EXAMINER

ART UNIT	PAPER NUMBER
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1211

DATE MAILED: 12/30/96

This is a communication from the examiner in charge of your application.
COMMISSIONER OF PATENTS AND TRADEMARKS

☒ This application has been examined ☒ Responsive to communication filed on 8/19/96 ☐ This action is made final.

A shortened statutory period for response to this action is set to expire 3 month(s), — days from the date of this letter.
Failure to respond within the period for response will cause the application to become abandoned. 35 U.S.C. 133

Part I THE FOLLOWING ATTACHMENT(S) ARE PART OF THIS ACTION:

- | | |
|---|---|
| 1. <input checked="" type="checkbox"/> Notice of References Cited by Examiner, PTO-892. | 2. <input type="checkbox"/> Notice of Draftsman's Patent Drawing Review, PTO-948. |
| 3. <input type="checkbox"/> Notice of Art Cited by Applicant, PTO-1449. | 4. <input type="checkbox"/> Notice of Informal Patent Application, PTO-152. |
| 5. <input type="checkbox"/> Information on How to Effect Drawing Changes, PTO-1474. | 6. <input type="checkbox"/> _____ |

Part II SUMMARY OF ACTION

1. ☐ Claims 1-16, 53-54, 72-73, 74-88 are pending in the application.
Of the above, claims _____ are withdrawn from consideration.
2. ☐ Claims 53-54, 72-73 have been cancelled.
3. ☐ Claims _____ are allowed.
4. ☒ Claims 1-16, 74-88 are rejected.
5. ☐ Claims _____ are objected to.
6. ☐ Claims _____ are subject to restriction or election requirement.
7. ☐ This application has been filed with informal drawings under 37 C.F.R. 1.85 which are acceptable for examination purposes.
8. ☐ Formal drawings are required in response to this Office action.
9. ☐ The corrected or substitute drawings have been received on _____. Under 37 C.F.R. 1.84 these drawings are ☐ acceptable; ☐ not acceptable (see explanation or Notice of Draftsman's Patent Drawing Review, PTO-948).
10. ☐ The proposed additional or substitute sheet(s) of drawings, filed on _____, has (have) been ☐ approved by the examiner; ☐ disapproved by the examiner (see explanation).
11. ☐ The proposed drawing correction, filed _____, has been ☐ approved; ☐ disapproved (see explanation).
12. ☐ Acknowledgement is made of the claim for priority under 35 U.S.C. 119. The certified copy has ☐ been received ☐ not been received
☐ been filed in parent application, serial no. _____; filed on _____.
13. ☐ Since this application appears to be in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11; 453 O.G. 213.
14. ☐ Other _____

EXAMINER'S ACTION

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ACKNOWLEDGMENTS

1. The Examiner acknowledges receipt of the following:
 - (A) compliance with the Sequence Rules (Paper No. 10) entered 11/4/96;
 - (B) the amendment filed 8/19/96 (Paper No. 9) canceling claims 53-54 and 72-73 and adding claims 74-88.

PRIORITY DATE

2. After re-examining Applicant's priority documents, Application Serial Nos. 07/840,077 and 07/565,275, the information disclosed in the present case was first disclosed in Application Serial No. 07/840,077; thus, Applicant's priority date is 2/20/92.

RESPONSE TO APPLICANT'S AMENDMENT

3. The Applicant's response in the amendment filed 8/19/96 (Paper No. 9) to the rejection of claims 1-16, 53-54, and 72-73 made by the Examiner under 35 U.S.C. 112, and/or judicially created obviousness-type double patenting has been fully considered and deemed persuasive-in-part.

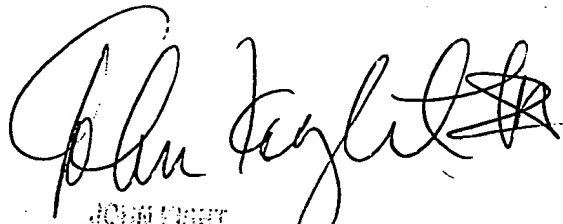
112 REJECTION

The 112 rejection of claims 53-54 and 72-73 has been withdrawn due to the cancellation of the claims.

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~~11. Any inquiry concerning this communication or earlier communications from the examiner~~
should be directed to Dameron L. Jones whose telephone number is (703) 308-4640. Examiner Jones can generally be reached from Monday through Thursday, as well as on alternate Fridays, between 7:00 a.m. and 4:30 p.m. If the Examiner cannot be reached, questions may be addressed to her supervisor, John Kight, whose phone number is (703) 308-0204.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 308-1235.


JOHN KIGHT
SUPERVISORY PATENT EXAMINER
GROUP 1200



DLJ

December 18, 1996